

1904-018 Chancery Causes: Petition of Jennie H. Baylor, gdn.  
Lee Co.

CA-Other  
T-Property

Additional Information:

-Petition to remove funds  
out of state

To the Honorable H.A.W. Skeen, Judge of the Circuit Court of  
Lee County:

Your petitioner, Jennie H. Baylor, will respectfully show your Honor that she is the duly appointed, and legally qualified guardian, in the State of Tennessee, for Archie R. and Robert A. Baylor, infant children and heirs at law of Chas. E. Baylor, lately deceased. *Copy of order of appointment and bond are filed herewith marked "A"*

Your petitioner, together with her wards are residents of Hamblen County, Tennessee, where the principal part of the property of her wards is invested.

Your petitioner will further show your Honor, that at the time of his death the said Chas. E. Baylor was a resident of Lee County, where he owned a large farm, conducted a paying mercantile business, and was otherwise largely employed; that at the same time he owned a controlling interest in a large wholesale and retail hardware business at Morristown, Hamblen County, Tennessee; that in the winding up of the business of said estate, your petitioner had to accept from the administrator of said estate almost the entirety of her interest therein, to-wit, the sum of \$10,000.00 in said mercantile establishment at Morristown Tennessee, and she also had to accept from said administrator the sum of \$4,000.00 each for her said wards in said business.

Your petitioner will now further show your Honor that she was appointed and duly qualified in the Courts of Lee County as the guardian of her said two infant children, and that as such she received from the administrator of her husband's estate about the sum of \$5,000.00 for each of her said wards, or in other words, about \$1,000.00 in addition to said \$4,000.00, received in said mercantile business at Morristown as aforesaid. She has settled her guardianship account in Lee County, which settlement shows that there is in her hands, as of the \_\_\_\_ day of \_\_\_\_, 1903. the sum of \$\_\_\_\_\_ for each one of her wards, and she will now show your Honor that her own interests as well as the interest of her wards, are in the state of Tennessee to which place she desires



to remove the funds belonging to her said wards where she confidently believes that she can handle the same in a better manner and more promotive of her children's welfare, than can be done in Virginia.

In tender consideration of all of which she prays your Honor by proper orders and decrees to transfer said funds to her as the guardian of said children in the State of Tennessee, or in other words to direct your petitioner as the guardian of said children by appointment of the Courts of Lee County, Virginia, to turn over said fund to herself as the guardian of said children in the state of Tennessee, and as in duty bound she will ever pray &c.

Jennie H. Baylor, Guradian of Archie R.  
and Robert A. Baylor in the State of  
Tennessee.

By Counsel.

*Duncan & Cridlin*  
*Attys. for Petitioners*



Jessie A. Baylor  
Guard. &c.

Ex parte

Petition to Remove  
Fund -

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Filed March 15th 1874,  
H. C. C. C. C. C.



Jennie H. Baylor, Guardian &c.

vs. ( Motion to remove funds from Virginia to Tennessee.  
Robert A. Baylor et als.

This motion for the removal of funds in the hands of the guardian of Archie R. and Robert A. Baylor, infants, in the state of Virginia, to the guardian of said infants in the state of Tennessee, came on this day to be heard upon the petition of the guardian of said infants in Tennessee for the removal of said fund, the publication of notice of said motion as required by law, and copies of the order of appointment, qualification and bond of the said Jennie H. Baylor as guardian of said infants in the state of Tennessee, and was argued by counsel;

And it appearing to the Court that notice of this motion has been duly made and published for four successive weeks in the South-west Virginian, a weekly newspaper published in Lee County, Virginia, and that said publication has been duly completed, and it further appearing to the Court from authentic documentary evidence that the foregoing guardian, Jennie H. Baylor has duly qualified as guardian of said infants in the State of Tennessee and has given bond as such in said state of Tennessee sufficient to insure her accountability for the whole amount of the estate of her said wards, and the Court being satisfied that the removal of such money from this state will not impair the rights or be prejudicial to the interests of said infants or of any other person;

On consideration of all of which it is adjudged, ordered and decreed that the funds belonging to said wards, Archie R. and Robert A. Baylor, be and the same is hereby removed from the state of Virginia to the State of Tennessee and the said Jennie H. Baylor as guardian of said infants in the state of Virginia will pay over to herself as guardian in the state of Tennessee all the funds in her hands as guardian of said wards in Virginia, executing proper receipts, and she will report her action hereunder to the next term of this Court, to which time this cause is continued.



Junius B. Bayler  
Guadalupe  
vs. { motion  
Robert A. Bayler  
Em. C.C.B. No. 7,  
page 461

Enter this  
H. A. W. B. M.  
May 18, 1904



State of Tennessee, }

Hambleton County, } Monday Aug. 24, 1903.

The County Court of Hambleton County Tennessee, met pursuant to adjournment with the Hon. J. T. Foster, Chairman present and presiding when the following proceedings were had and entered of record as follows to wit,

X X X X X X X X X X X X X X X

X X X X X X X X X X X X X X X

On this the 24<sup>th</sup> day of August 1903 Came into open Court Mrs. Jennie H. Baylor and moved the Court for letters of guardianship of Archie R. and Robert A. Baylor minor heirs of Chas E. Baylor deceased, and it appearing to the Court that she is the mother of said minor heirs and a proper person to act in the capacity of guardian, and is therefore entitled to letters of guardianship.

The Court is therefore pleased to appoint the said Mrs. Jennie H. Baylor guardian of said minors, she having qualified and given bond in the penal sum of Sixteen Thousand (\$16,000<sup>00</sup>) Dollars, with W. B. Whittaker, Charles Andre, J. B. McCord, Saml. Holtzinger and W. D. Bushong as sureties thereon. It is therefore ordered by the Court that Letters of Guardianship issue to her as such guardian.

X X X X X X X X X X X X X

X X X X X X X X X X X X X

Whereupon Court adjourned.

J. T. Foster, Chairman



State of Tennessee,  
Hamblen County,

We Jennie H. Baylor,  
W. B. Whittaker, S. M. Holtsinger, Chas. Andre,  
J. B. McCord & W. D. Bushong, are held  
and firmly bound to the State of Tennessee  
in the penal sum of Sixteen Thousand  
Dollars,

Witness our hands and seals, this 24<sup>th</sup>  
day of August A. D. 1903.

The Condition of this obligation is  
such, That whereas the above bound  
Jennie H. Baylor has been appointed  
Guardian of Archie R. & Robert A. Baylor  
minor heirs of Chas. E. Baylor deceased,  
Now, if the said Jennie H. Baylor shall  
well and truly perform the duties which  
are or may be required of her by law  
as such guardian, then this obligation  
to be void, otherwise to remain in full  
force and virtue.

Acknowledged and  
approved in open Court  
this 24<sup>th</sup> day of Aug,  
1903,

J. T. Foster  
Circuit Court Clerk,

Jennie H. Baylor,	(Seal)
W. B. Whittaker,	(Seal)
Chas. Andre	(Seal)
J. B. McCord,	(Seal)
S. M. Holtsinger,	(Seal)
W. D. Bushong	(Seal)

State of Tennessee }  
Hamblen County, I J. T. Smith, Clerk of  
the County Court of said County, do hereby  
certify that the foregoing is a true, full  
and complete copy of the order of the  
appointment of Mrs. Jennie H. Baylor



guardian of Archib R. + Robert A.  
Bayler, minor heirs of Char. E. Bayler  
decd. Also copy of the bond as executed  
by her as such guardian, as they each  
appear of record in my office.

Witness my hand and official seal  
at office this Sept. 28, 1903.

J. H. Smith,  
County Court Clerk.

State of Tennessee }  
Hamblen County, I, J. I. Foster, Chairman  
of the County Court of said County do hereby  
certify that J. H. Smith whose genuine  
signature is attached to the foregoing  
certificate was at the time of signing  
the same the legally qualified clerk of  
the County Court of said Hamblen County  
Tenn., and that his attestation of said  
foregoing certified copies is in due  
form.

Witness my hand at office this the  
28<sup>th</sup> day of Sept. 1903.

J. I. Foster Chairman





Certified Copy of  
the Order of appointment  
and bond of Mrs.  
Jennie H. Bayler  
Guardian of the minor  
heirs of Chas. E. Bayler  
decd



## State of Tennessee, Hamblen County.

WE, *Jennie H. Baylor, W. B. Whittaker, J. B. McCord,  
W. D. Bushong, S. M. Holsinger + Chas. Audree*  
are held and firmly bound to the State of Tennessee, in the penal sum of  
*Thirty Thousand (\$30,000<sup>00</sup>)* Dollars.

Witness our hands and seals, this *1<sup>st</sup>* day of *April* A. D. *1804*

The Condition of this Obligation is such, That whereas the above bound  
*Jennie H. Baylor*  
has been appointed Guardian of *Archie R. + Robert A. Baylor*

*Chas. E. Baylor* minor heir of  
deceased.

Now, if the said *Jennie H. Baylor* shall well and truly  
perform the duties which are or may be required of *her* by law as such Guardian, then  
this obligation to be void; otherwise to remain in full force and virtue.

Acknowledged and approved in  
open Court, this *1<sup>st</sup>* day of  
*April* *1804*

*J. T. Foster*

*Chairman*

*Jennie H. Baylor*  
*Chas. Audree*  
*J. B. McCord*  
*W. B. Whittaker*  
*W. D. Bushong*  
*S. M. Holsinger*

[SEAL.]

[SEAL.]

[SEAL.]

[SEAL.]



WE,.....

are held and firmly bound to the State of Tennessee, in the penal sum of.....

Dollars.

Witness our hands and seals, this.....day of..... A. D. 18

The Condition of this Obligation is such, That whereas the above bound

has been appointed Guardian of.....

.....minor heir of

.....deceased.

Now, if the said.....shall well and truly  
perform the duties which are or may be required of.....by law as such Guardian, then  
this obligation to be void; otherwise to remain in full force and virtue.

Acknowledged and approved in  
open Court, this.....day of  
.....18

.....[SEAL.]

.....[SEAL.]

.....[SEAL.]

.....[SEAL.]



State of Tennessee,  
Hamblen County.

I, J. F. Smith, Clerk  
of the County Court of said Hamblen  
County, do hereby certify that the  
within is a true and perfect copy  
of the Bond as executed by Jennie  
H. Baylor as guardian of Archie  
R. + Robert A. Baylor minor heirs of  
Chas. E. Baylor  
deceased, as the same appears of  
record in this office.

Witness my hand and official seal  
at office this April 16<sup>th</sup> 1904.

J. F. Smith,  
County Court Clerk.



CERTIFICATE OF  
ORDER OF PUBLICATION.

I. C. R. Sprinkle, Editor of the SOUTH  
WEST VIRGINIAN, a weekly newspaper  
published at Jonesville, Lee county,  
Virginia, do hereby certify that the an-  
nexed notice was published in said pa-  
per once a week for four successive  
weeks, commencing on the 17th  
day of March 1904

C. R. Sprinkle  
EDITOR.

FEE, \$ 6.00

NOTICE OF MOTION.

Ex parte Jennie H. Baylor, Guardian &c  
On petition in the Circuit Court of Lee  
County Virginia.

TO WHOM IT MAY CONCERN: No-  
tice is hereby given that at the next May  
term of the Circuit Court of Lee County  
application by way of petition, will be  
made to said Circuit Court for an order  
directing the transfer of the funds in the  
hands of the guardian of Archie R. and  
Robert A. Baylor in Lee County Virginia,  
to the guardian of said infants in the State  
of Tennessee. This petition will be pre-  
sented by Jennie H. Baylor, guardian of  
said infants in the State of Tennessee, and  
will ask that the said Jannie H. Baylor,  
who has been heretofore appointed the  
guardian of said infants in the State of Vir-  
ginia, shall turn over said fund to herself  
as the guardian of said infants in the  
State of Tennessee.

All persons if any, who are opposed to  
said motion and the granting of said order,  
will present their objections thereto at said  
May term of said Circuit Court of Lee  
County.

This the 14th day of March, 1904.

JENNIE H. BAYLOR, Guard. &c

By Counsel.

Duncan & Cridlin, Attorneys for peti tion



Notice of Motion

Jennie H. Bayler Exor. an  
petition etc.

Printer's Certificate,

Fee \$6.00